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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	No. CR 09-102 VRW
)	
Plaintiff,)	STIPULATION AND PROPOSED ORDER
)	CHANGING STATUS CONFERENCE DATE
v.)	AND EXCLUDING TIME FROM OCTOBER
)	7, 2010 THROUGH NOVEMBER 17, 2010
ROMMELL BORJAS-ALFARO,)	
)	Current date: Oct. 7, 2010
Defendant.)	Proposed date: Nov. 17, 2010

Defendant Rommell Borjas-Alfaro, represented by Rita Bosworth, and the government are currently scheduled to appear before the Court for a status conference in the above-captioned case on October 7, 2010.

Counsel for both parties request additional time to finalize a plea agreement. The parties jointly request that the Court continue the status conference from October 7, 2010 until November 17, 2010 and exclude time under the speedy trial act from October 7, 2010 through November 17, 2010.

The parties represent that the requested continuance is the reasonable time necessary for effective preparation of counsel. 18 U.S.C. § 3161(h)(7)(B)(iv). The parties also agree that the

ends of justice served by granting such a continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

SO STIPULATED:

MELINDA HAAG
United States Attorney

DATED: October 6, 2010

/s/
TAREK J. HELOU
Assistant United States Attorney

DATED: October 6, 2010

/s/
RITA BOSWORTH
Attorney for ROMMELL BORJAS-ALFARO

Based upon the representation of counsel and for good cause shown, the Court finds that failing to exclude the time from October 7, 2010 through November 17, 2010 would unreasonably deny the parties effective preparation of counsel. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the time from October 7, 2010 through November 17, 2010 from computation under the Speedy Trial Act outweigh the best interests of the public and the defendant in a speedy trial. Therefore, IT IS HEREBY ORDERED that the time from October 7, 2010 through November 17, 2010 shall be excluded from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv). IT IS HEREBY FURTHER ORDERED THAT the status conference set for October 7, 2010 will be held on November 17, 2010.

DATED: 10/7/2010

